

00-0-0485

(Do Not Write Above This Line)

An Ordinance by Councilmember Sherry Dorsey

To provide for the annexation of land to the corporate limits of the City of Atlanta Georgia; to provide for the notification of DeKalb County and the Secretary of State of the State of Georgia of such annexation; and for other purposes.

Substitute

ADOPTED BY
MAY 15 2000
COUNCIL

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☒ PERSONAL PAPER REFER

Date Referred

3/20/00

Referred To:

Finance/Executive

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred to _____

Committee Finance/Executive
Date 3-29-00
Chair _____

Action: _____
Fav, Adv, Hold (see rev. side)
Other: Substituted
Members 11/12/00

Refer To _____

Committee _____
Date _____
Chair _____

Action: _____
Fav, Adv, Hold (see rev. side)
Other: As Substituted
Members 11/12/00

Refer To _____

Committee _____
Date _____
Chair _____

Action: _____
Fav, Adv, Hold (see rev. side)
Other: _____
Members _____

Refer To _____

Committee _____
Date _____
Chair _____

Action: _____
Fav, Adv, Hold (see rev. side)
Other: _____
Members _____

Refer To _____

Committee _____
Date _____
Chair _____

Action: _____
Fav, Adv, Hold (see rev. side)
Other: _____
Members _____

Refer To _____

Committee _____
Date _____
Chair _____

Action: _____
Fav, Adv, Hold (see rev. side)
Other: _____
Members _____

Refer To _____

FINAL COUNCIL ACTION

- ☒ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED
MAY 15 2000

ATLANTA CITY COUNCIL PRESIDENT

Ramon R. Pate

CERTIFIED
MAY 15 2000

Ruth D. Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED
MAY 13 2000

ATLANTA



**CITY COUNCIL
ATLANTA, GEORGIA**

00-O-0485

**AN ORDINANCE
BY COUNCILMEMBER SHERRY DORSEY
AS SUBSTITUTED BY THE FINANCE/ EXECUTIVE COMMITTEE**

**AN ORDINANCE TO PROVIDE FOR THE ANNEXATION
OF LAND TO THE CORPORATE LIMITS OF THE CITY
OF ATLANTA GEORGIA; TO PROVIDE FOR THE
NOTIFICATION OF THE GOVERNING AUTHORITY OF
DEKALB COUNTY AND THE DEPARTMENT OF
COMMUNITY AFFAIRS OF THE STATE OF GEORGIA
OF SUCH ANNEXATION, AND FOR OTHER PURPOSES**

WHEREAS, the City of Atlanta has supported the redevelopment of The Villages of East Lake, a mixed-income housing community, through a cooperative effort involving the City of Atlanta, The Housing Authority of the City of Atlanta, The Atlanta Board of Education, DeKalb County, The U.S. Department of Housing and Urban Development, the East Lake Community Foundation, Inc., and others; and

WHEREAS, the owners of real property and resident electors in the Villages of East Lake (the "Applicants") have applied to the City of Atlanta for annexation (the Application) of certain property located within The Villages of East Lake, consisting of 18.119 acres, as more fully described and delineated on Exhibit A attached hereto (the "Property"); and

WHEREAS, the applicants' stated purpose of the proposed annexation is to allow the children within The Villages of East Lake to attend the Charles R. Drew Charter School; and



WHEREAS, the City of Atlanta has determined that the Property is contiguous to the existing corporate limits of the City of Atlanta, and that the Applicants include the title holder of record of more than 60% of the privately-owned land within the Property, as evidenced by records of the Clerk of the Superior Court of DeKalb County, Georgia, and more than 60% of the electors resident on the Property, as evidenced by the list of electors drawn from the records of the DeKalb County Board of Registrations and Elections; and

WHEREAS, the City of Atlanta has lawfully provided notice to the Board of Commissioners and Chief Executive Officer of DeKalb County of the City of Atlanta's receipt of the Application for annexation of the Property, and

WHEREAS, the City of Atlanta has held a public hearing regarding the Application and the Council's consideration thereof and has complied with all other applicable laws, ordinances and agreements with respect to the processing of such application; and

WHEREAS, the City of Atlanta has the authority pursuant to O.C.G.A. § 36-36-1 *et seq.* to annex certain property into the corporate limits of the City of Atlanta, provided the Mayor and Council of the City of Atlanta determine that the annexation of the property would be in the best interest of the residents and property owners of the area to be annexed and of the citizens of the City of Atlanta; and

WHEREAS, any proposed annexation must be approved by the United States Department of Justice pursuant to Section 5 of the Voting Rights Act of 1965; and

WHEREAS, the City of Atlanta has determined that the Application meets the requirements of law pursuant to O.C.G.A. § 36-36-1 *et seq.*, and



NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, AS FOLLOWS:

Section 1. The Property is hereby annexed to the existing corporate limits of the City of Atlanta, Georgia, pending approval by the United States Department of Justice pursuant to Section 5 of the Voting Rights Act of 1965.

Section 2. There is hereby filed, as part of this Ordinance and identified as Exhibit A, a complete survey and legal description of the annexed land.

Section 3. The Municipal Clerk is hereby authorized and directed to submit to the United States Department of Justice all necessary documentation required for the Department's review and approval of the annexation pursuant to Section 5 of the Voting Rights Act of 1965.

Section 4. The Municipal Clerk is hereby authorized and directed to file a report identifying property annexed with the Department of Community Affairs of the State of Georgia and with the governing authority of DeKalb County as required by O.C.G.A. § 36-36-3, and to take all other actions required by law with regard to the adoption of this ordinance and the annexation of the Property.

Section 5. This Ordinance shall become effective immediately for school enrollment purposes and for all other purposes in accordance with applicable provisions of Georgia law, contingent upon approval of the annexation by the United States Department of Justice pursuant to Section 5 of the Voting Rights Act of 1965.

Section 6. All Ordinances, or parts of Ordinances in conflict with the terms of this Ordinance are hereby repealed; but it is hereby provided that any Ordinance or law, which may be applicable hereto and aid in carrying out the intent, purpose and provisions hereof, shall be liberally construed to be in favor of the City of Atlanta and is hereby adopted as a part hereof.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

May 15, 2000
May 23, 2000



EXHIBIT A

Map showing the property proposed to be annexed and including a legal description of same is attached to ordinance and will remain on file in the Office of the Municipal Clerk



EXHIBIT B

Public Notice

The Atlanta City Council will hold a public hearing on Monday, April 03, 2000 at 1:00p.m. in the Council Chamber, 2nd Floor, City Hall, 55 Trinity Avenue, SW to discuss the following:

An Ordinance by Councilmember Sherry Dorsey to provide for the annexation of land to the corporate limits of the City of Atlanta, Georgia; to provide for the notification of DeKalb County and the Secretary of State of the State of Georgia of such annexation; and for other purposes.

RCS# 1953
5/15/00
4:09 PM

Atlanta City Council

Regular Session

00-O-0485

PROVIDE FOR THE ANNEXATION OF LAND TO
THE COPORATE LIMITS OF THE COA
ADOPT/SUBST.

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	NV Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

00-O-0485

LARGE ATTACHMENT:

DOCUMENT(S),

MANUAL(S)

OR

MAP(S)

NOT COPIED,

PULL ORIGINAL

FOR COPY OR TO VIEW